IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.44562 of 2008

1. NAGESHWAR DAS
2. Prem Das .....Petitioners

Versus

STATE OF BIHAR

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2. 25.11.2008 Heard the learned Counsel for the petitioners and the learned counsel for the State.

The petitioners apprehend arrest in a Police case under Sections 302, 201 and 120B of the Penal Code.

The submission is that there is no eye witness to the assault. The petitioner has been named on suspicion only. The dead body was found abandoned. Considering all of which co-accused with common allegation has been enlarged on bail in Cr. Misc. No. 242 of 2007.

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Considering the grant of anticipatory bail to simi9larly situated co-accused let the petitioners, above named, surrender in the court below within a period of four weeks from today when they shall be enlarged on anticipatory bail during the period of investigation till submission of charge sheet on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of CJM Vaishali at Hajipur in Bhagwanpur PS Case No. 56 of 2006, subject to the conditions as laid down under Section 438(2) Cr.P.C.

The petitioners shall be required to cooperate with the investigation by making himself available for the purpose on all reasonable time. In the event of their failure to do so the prosecution shall be at liberty to seek warrants for their custody.

Snkumar/-

(Navin Sinha,J.)

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